

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

Izakaya, LLC	
t/a Kushi Izakaya	Show Cause
1819 14th Street NW	Hearing
License No. 82439	(Status)
Retailer CR	
ANC 6E	
Case No. 13-AUD-00072	

March 19, 2014

The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Chairperson Ruthanne Miller presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MICHAEL SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

ALSO PRESENT:

Walter Adams, OAG
Amy Schmidt, OAG

1 P-R-O-C-E-E-D-I-N-G-S

2 (9:45 a.m.)

3 CHAIRPERSON MILLER: All right.

4 Good morning everyone. I'd like to welcome
5 you to the regular scheduled meeting of the
6 District of Columbia Alcoholic Beverage
7 Control Board.

8 Today is March 19, 2014. My name
9 is Ruthanne Miller, I'm the Chairperson.
10 Joining me to my far right is Mr. Donald
11 Brooks. And to my immediate right, is Mr.
12 Hector Rodriguez, and my immediate left is Mr.
13 Mike Silverstein. And Mr. Nicholas Alberti
14 will be joining us shortly, as well as Mr.
15 James Short.

16 So we should have six members in
17 attendance for the conduct of business this
18 morning with three constituting a quorum.

19 Copies of today's hearing calendar
20 and agenda are available at the receptionist
21 desk. Please be aware that these proceedings
22 are being recorded by a court reporter.

1 Accordingly, we must ask you to refrain from
2 any disruptive noises or actions in the
3 hearing room.

4 If you have any electronic
5 devices, pagers, cell phones and such please
6 make certain they are turned off to avoid any
7 interruption of the proceedings.

8 When I call your case please come
9 forward and take a seat at the table. You'll
10 note that there's a piece of paper on each
11 table for you to sign in. This is to ensure
12 the correct spelling of your name for the
13 record.

14 The Open Meetings Act requires
15 that the public hearing on each case be open
16 to the public. The Board may, consistent with
17 Section 405(b) of the Open Meetings Act, enter
18 a closed meeting during or after the public
19 hearing on a case to consult with an attorney,
20 to obtain legal advise, discuss settlement
21 agreements, or deliberate on a decision in an
22 adjudication proceeding.

1 Okay, so now turn to this
2 morning's calendar. First case on the
3 calendar Case Number 13-AUD-00072. Kushi
4 Izakaya located at 465 K Street NW. License
5 Number 82439, and ANC 6E.

6 Will the parties in this case
7 please come forward?

8 MR. ADAMS: Good morning, Madam
9 Chairman. This is Walter Adams, I represent
10 the District of Columbia.

11 CHAIRPERSON MILLER: Good morning,
12 Mr. Adams. Is anybody here from Kushi
13 Izakaya?

14 (No response)

15 CHAIRPERSON MILLER: Mr. Adams do
16 you have any word from the licensee?

17 MR. ADAMS: I've received no word.
18 I mean to the best of my knowledge there was
19 contact with the licensee yesterday, so
20 licensee is aware of today's hearing.

21 But I'm not aware of why the
22 licensee has not shown up today.

1 CHAIRPERSON MILLER: All right.
2 And I haven't been given any indication from
3 our staff that they've called in to say they
4 are running late or anything.

5 So my records indicate that Notice
6 of the Hearing, did it February 5th, 2014.
7 Was served on the licensee on February 12th,
8 2014. So at this point we'll just set this
9 for Show Cause Hearing for May 14, 2014 at
10 4:30 p.m.

11 MR. ADAMS: That's fine.

12 CHAIRPERSON MILLER: Okay, good.

13 (Whereupon, the hearing in the
14 above-entitled matter was concluded at 9:48
15 a.m.)

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A a.m 2:2 5:15 above-entitled 5:14 Act 3:14,17 actions 3:2 Adams 1:20 4:8,9 4:12,15,17 5:11 adjudication 3:22 advise 3:20 agenda 2:20 agreements 3:21 Alberti 1:16 2:13 Alcoholic 1:2,11,12 2:6 Amy 1:20 ANC 1:8 4:5 anybody 4:12 attendance 2:17 attorney 3:19 available 2:20 avoid 3:6 aware 2:21 4:20,21	closed 3:18 Columbia 1:1 2:6 4:10 come 3:8 4:7 concluded 5:14 conduct 2:17 consistent 3:16 constituting 2:18 consult 3:19 contact 4:19 Control 1:2,11,12 2:7 Copies 2:19 correct 3:12 court 2:22 CR 1:8	hearing 1:7,12 2:19 3:3,15,19 4:20 5:6 5:9,13 Hector 1:18 2:12	2:9 4:11,15 5:1,12 morning 2:4,18 4:8 4:11 morning's 4:2	record 3:13 recorded 2:22 records 5:5 Reeves 1:12 refrain 3:1 regular 2:5 reporter 2:22 represent 4:9 requires 3:14 response 4:14 Retailer 1:8 right 2:3,10,11 5:1 Rodriguez 1:18 2:12 room 1:12 3:3 running 5:4 Ruthanne 1:13,16 2:9
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